

Stricken language would be deleted from present law. Underlined language would be added to current law.

1 State of Arkansas  
2 81st General Assembly  
3 Regular Session, 1997

# A Bill

HOUSE BILL 1604

4  
5 By: Joint Budget Committee

## For An Act To Be Entitled

9 "AN ACT TO REAPPROPRIATE THE BALANCES OF CAPITAL  
10 IMPROVEMENT APPROPRIATIONS FOR THE WAR MEMORIAL STADIUM  
11 COMMISSION; AND FOR OTHER PURPOSES."

## Subtitle

14 "AN ACT FOR THE WAR MEMORIAL STADIUM  
15 COMMISSION REAPPROPRIATION."

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17 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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19 SECTION 1. REAPPROPRIATION. There is hereby appropriated, to the War  
20 Memorial Stadium Commission, to be payable from the cash funds as defined by  
21 Arkansas Code 19-4-801 for the War Memorial Stadium Commission, the following:

22 (A) Effective July 1, 1997, the balance of the appropriation provided  
23 in Item A of Section 1 of Act 304 of 1995, for major maintenance, renovation  
24 and repairs to War Memorial Stadium, in a sum not to exceed .....\$3,200,000.

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26 SECTION 2. REAPPROPRIATION - BOND PROCEEDS. There is hereby  
27 appropriated, to the War Memorial Stadium Commission, to be payable from bond  
28 proceeds, for the War Memorial Stadium Commission, the following:

29 (A) Effective July 1, 1997, the balance of the appropriation provided  
30 in Item A of Section 1 of Act 696 of 1995, for east/west concourse  
31 replacement, new restroom facilities and concession area upgrades, in a sum  
32 not to exceed .....\$2,606,916.

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34 (B) Effective July 1, 1997, the balance of the appropriation provided  
35 in Item B of Section 1 of Act 696 of 1995, for replacing rows on the east/west  
36 sidelines, in a sum not to exceed .....\$896,965.

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2 (C) Effective July 1, 1997, the balance of the appropriation provided  
3 in Item C of Section 1 of Act 696 of 1995, for expenses associated with the  
4 press box and private box addition project, in a sum not to exceed .....  
5 ..... \$11,133,967.  
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7 (D) Effective July 1, 1997, the balance of the appropriation provided  
8 in Item D of Section 1 of Act 696 of 1995, for reconstruction of the  
9 north/south end zones and providing for new restrooms and other facilities, in  
10 a sum not to exceed ..... \$6,620,634.  
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12 (E) Effective July 1, 1997, the balance of the appropriation provided  
13 in Item E of Section 1 of Act 696 of 1995, for expenses associated with the  
14 upper deck and concourse project, in a sum not to exceed ..... \$9,958,000.  
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16 SECTION 3. REAPPROPRIATION. There is hereby appropriated, to the War  
17 Memorial Stadium Commission, to be payable from the General Improvement Fund  
18 or its successor fund or fund accounts, for the War Memorial Stadium  
19 Commission, the following:

20 (A) Effective July 1, 1997, the balance of the appropriation provided  
21 in Item C of Section 1 of Act 679 of 1995, for the renovation and repair to  
22 meet the requirements of the Americans with Disabilities Act, in a sum not to  
23 exceed ..... \$ 143,000  
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25 SECTION 4. DISBURSEMENT CONTROLS. (A) No contract may be awarded nor  
26 obligations otherwise incurred in relation to the project or projects  
27 described herein in excess of the State Treasury funds actually available  
28 therefor as provided by law. Provided, however, that institutions and  
29 agencies listed herein shall have the authority to accept and use grants and  
30 donations including Federal funds, and to use its unobligated cash income or  
31 funds, or both available to it, for the purpose of supplementing the State  
32 Treasury funds for financing the entire costs of the project or projects  
33 enumerated herein. Provided further, that the appropriations and funds  
34 otherwise provided by the General Assembly for Maintenance and General  
35 Operations of the agency or institutions receiving appropriation herein shall

1 not be used for any of the purposes as appropriated in this Act.

2 (B) Any restrictions contained in the Acts enumerated in the  
3 reappropriation sections of this Act, the restrictions of any applicable  
4 provisions of the State Purchasing Law, the General Accounting and Budgetary  
5 Procedures Law, the Revenue Stabilization Law and any other applicable fiscal  
6 control laws of this State and regulations promulgated by the Department of  
7 Finance and Administration, as authorized by law, shall be strictly complied  
8 with in disbursement of any funds provided by this Act unless specifically  
9 provided otherwise by law.

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11 SECTION 5. LEGISLATIVE INTENT. It is the intent of the General  
12 Assembly that any funds disbursed under the authority of the appropriations  
13 contained in this Act shall be in compliance with the stated reasons for which  
14 this Act was adopted, as evidenced by the Agency Requests, Executive  
15 Recommendations and Legislative Recommendations contained in the budget  
16 manuals prepared by the Department of Finance and Administration, letters, or  
17 summarized oral testimony in the official minutes of the Arkansas Legislative  
18 Council or Joint Budget Committee which relate to its passage and adoption.

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20 SECTION 6. CODE. All provisions of this Act of a general and permanent  
21 nature are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas  
22 Code Revision Commission shall incorporate the same in the Code.

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24 SECTION 7. SEVERABILITY. If any provision of this Act or the  
25 application thereof to any person or circumstance is held invalid, such  
26 invalidity shall not affect other provisions or applications of the Act which  
27 can be given effect without the invalid provision or application, and to this  
28 end the provisions of this Act are declared to be severable.

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30 SECTION 8. GENERAL REPEALER. All laws and parts of laws in conflict  
31 with this Act are hereby repealed.

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33 SECTION 9. EMERGENCY CLAUSE. It is hereby found and determined by the  
34 Eighty-First General Assembly, that the Constitution of the State of Arkansas  
35 prohibits the appropriation of funds for more than a two (2) year period; that

1 previous General Assemblies have provided appropriations for the projects  
2 provided or enumerated in this act; that certain appropriations will expire  
3 before the adjournment of the General Assembly; and that if such  
4 appropriations expire, the projects and programs authorized herein will cease  
5 thereby depriving the citizens of the State of the benefits to be derived from  
6 such projects. Therefore, an emergency is hereby declared to exist and this  
7 Act being necessary for the immediate preservation of the public peace, health  
8 and safety shall be in full force and effect from and after the date of its  
9 passage and approval.

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